FOR MYSORE STATE

—4-11-49.

Rural Welfare (1951) Department.

Miscellaneous SERIES.

M

G.O. NO. Mc. 627

Dated 20.6.1951.

Parvathi, Gs Supdt

[Despatch Abstract.]

Harijan Welfare - Education - Bellary Dt. - Sri. K. Mahadevappa. Harijan Welfare School Teacher. Arrears of pay and Confirmation of break in service - Orders.

—(5)—

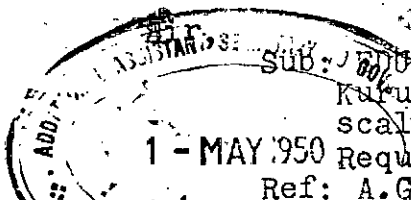
Revenue Department.

From
Sri.G.Rami Reddy B.A.,
Collector,
Bellary.

To
The Secretary to the Government
Firka Development Department,
Madras.

19917

R.C.14453/49-L2D/26.4.50.



Sub: EDUCATION--Mahadevappa (Sri.K), teacher, Labour School, Kurugode, Bellary district--Arears of pay in the revised scale--Claim for the period from 8.5.47 to 31.12.47--Requires sanction of Government--Sanction--Requested.

Ref: A.G's:T.12.B.Misc.II.420 dated 6.4.50 (copy enclosed).

Sri.K.Mahadevappa, present labour school teacher Kurugodu absented himself from 25.8.45 to 18.12.46 after sending a resignation petition. Again he rejoined duty and requested for the condonation of the temporary break in service. His arrears of pay in the revised scale sanctioned in G.O.517-Fin., dated 29.7.47 was not drawn. This was detected on 24.10.49 and the claim was prefered and sent to A.G. for pre-audit. The A.G., has stated that the claim requires the sanction of Government as it relates to the period prior to one year from the date of detection of underpayment. In the circumstances, I request that the Government may be pleased to accord the sanction for the payment of this arrear claim.

A copy of A.G's T.12.B.Misc.II.420/6.4.50 and the bill in question are enclosed.

JR/29.4.

For Collector.

P.T.O.

Copy of A.G.'s T.12.B.Misc.II.420/6.4.5C.

Sub: Education-Mahadevappa K. Teacher [illegible] Secondary, [illegible] arrears of pay and deficit [illegible] --claim--[illegible] bill for Rs.61.2.C.

Ref: Your No.Rc.14453/40 L.2, dated 1.11.49 and 14453/40-L2, dated 15.2.50.

---o---

With reference to your letters cited above forwarding the bill for pre audit at this office, I [illegible] to invite your attention to Article 52 of the Madras Financial Code, Volume I under which the claim for arrears will be held to have become time barred either on the date of sanction to the claim or on the date on which the normal, this arrear is later. It is seen from your letter dated 15.2.50 that the underpayment was detected only on 24.10.49 and the claim for arrears should be restricted to a period of one year immediately preceding the date of detection of the underpayment. Payment of arrears relating to payment any prior period would require the sanction of Government. Vide last sub para of Article 54 of the Madras Financial Code, Volume.

-----o-----

J. D. Deputy

Rc ndh. 19917/FDIV/50-1 dated 8-3-50.

Referred to the Dtbn. for early remarks.

24/3/50

To the D [illegible] (with enclosures) in duplicate.

[illegible] 8/3/50

8/3/50

22931

From
Sri V.Bhashyam Ayyangar,B.A.,B.L.,
Honorary Director of Harijan
Welfare, Egmore, Madras

To
The Secretary to Government,
Firka Development Department,
Fort St. George, Madras.

13314
L. Dis. E. ~~1884~~/55. Dated 17th May 1955.

Sir,

Sub:- Harijan Welfare Department - Education - Mahadevanna (Sri) K - Harijan Welfare School Teacher - Kurugodu - Bellary District - Arrears of pay - Claim.

Ref:- Government Endorsement No;19917,F.D.IV/55-1, Firka Development, dated 8. 5. 1955.

.....

In the circumstances explained by the Collector of Bellary in his letter No.Rc.14458/49-L2, dated 26. 4. 1955, I recommend that special sanction may be accorded for the payment of the arrears of pay in the revised scale, to Sri K. Mahadevappa Harijan Welfare School Teacher of Kurugodu, Bellary District.

The supplemental pay bill of the District Welfare Officer, Bellary, received with the Government endorsement cited, is re-submitted herewith.

For Director of Harijan Welfare.

Encls: one.

B:P.
17.5.

Memo No. 19917 FDIV/50-2 dated 24.5.50 F.D. Depto.

Subj:- Harijan Welfare Education Bellary Dt
Kurugodu - H.W. School teacher
Sri. D. Mahadevappa Arrears of
pay - Claim.

Ref:- From the Collector of Bellary Rc
14453/49h2 dt 26.4.50.
From the D.H.O. Lr.No 13314/50 dt 17.5.50

With reference to his letter first cited the Collector of Bellary is requested to furnish information as to ~~on the following points~~

1) the resignation of Sri D. Mahadevappa the teacher in question has ~~been~~ accepted;

2) whether the break in Service has ~~been~~ condoned and

3) ~~whether~~ when exactly he

12 Rejoined duty; and
(1) The circumstances under which he was permitted to join duty >
He is requested to
send his reply through the D.H.Q.

Rly
23/5/50.

T.J.
ans[illegible]

[illegible]
23/5/50.

2
The Collector
Bellary
Copy with D.H.Q.

dpd
27/5/50

W. Engr. 48/6.
2605
N.R. 2617

ADDITIONAL ASSISTANT SECRETARY TO G.O.I.
15 JUL 1950
FIRKA DEVELOPMENT DEPARTMENT
3275

From

Sri V. Bhashyam Ayyangar,
Honorary Director of
Harijan Welfare, Madras.

To

The Secretary to Government,
Firka Development Department,
Fort St. George, Madras.

E.10339/49, dated 8-7-50.

Sub: Harijan Welfare Department - Education - Bellary District - Kurugodu village - Harijan Welfare School teacher - Mahadevappa (Sri) K - Arrears of pay - claim.

Ref: Government Memo. No. T9917/F.D.IV/50-2, dated 24-5-50.

The reply received from the Collector of Bellary in the matter is enclosed.

The Government exchange reminder No. 19917 F.D.IV/50-2, dated 28-6-50 is also returned herewith.

For Directorof Harijan Welfare.

a.k.12/T.

Copy of letter No. C.14453/49, dated 24-6-1950, from the Collector of Bellary; to the Secretary to Government, Firka Development Department; thro' the Director of Harijan Welfare, Madras.

Sub: Harijan Welfare Department - Education - Bellary District - Kurugodu village - Harijan Welfare School Teacher Sri K. Mahadevappa - Arrears of pay - claim -

Ref: Government Memorandum No. 19917/ F.D.IV/50-2, dated 24-[illegible]-50.

With reference to your above reference I submit as follows.

1. The resignation of Sri K. Mahadevappa was accepted in this office R.C.788/46 dated 1-3-46.

2. The break in service is not condoned as yet and matter pending consideration with the Director of Harijan Welfare, Madras.

3. The teacher rejoined duty on 18-12-46 Fore-noon.

4. The teacher put in a petition that he was having prolonged sickness and he resigned his job much worried by his sickness and requested for his re-entertainment. This was true and he deserved re-entertainment. So he was re-entertained from 18-12-46. The break in service may be condoned and the bill for the arrears of pay may be passed.

/ True Copy /

For Director of Harijan Welfa

a.k.12/7.

15

Rural Welfare Depn

T.Dis 19917-R.W.IV/50-3 dt. 26.7.50

Issue pl. 26/7

From

The A.S., RW. Depn.

To

The Dy. D. Edn

Sir,

Edn. Depn - Education - Bellary Dt - Kurugodu Vge - Edn School - Mahadevappa Sri K - Arrears of pay, - Claim

Ref. From the D. Edn, NO E. 10339/49 dated 8.7.50

In his letter No C. 14453/49 dated 24.6.50 the Collr. of Bellary has stated that the question of sanctioning the break in Service of Sri K. Mahadeva Edn School teacher, Kurugodu Village, Bellary is pending consideration with the Director. Please let me know the stage at which the proposal now is

A reply

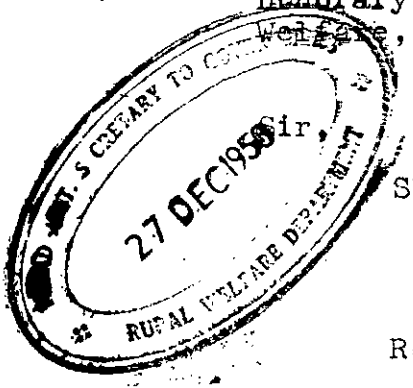
PC to Dy. D. Edn 26.7.50

Issued 27/7/50

17

From
Sri V. Bhashyam Iyengar, B.A.,B.L.,
Honorary Director of Harijan
Welfare, Egmore, Madras. 8.

To
The Secretary to Government
Rural Welfare Department
Fort St, George, Madras.



59752

E. 10339/49 Dated 17-12-1950.

Sir,

SUB:-- HARIJAN WELFARE - Education - Mahadvappa Sri K. Teacher - Labour School - Kurugodu, Bellary District - Temporary break in service - Regularisation of.

b 15 cwts

Ref:-- Government post copy of telephonic message No. 19917 R.W. IV/50-3 Dated 26-9-1950.

***

b 13 cwts

In continuation of letter No. C. 14453/49 Dated 24-6-50 of the Collector of Bellary, I request that in view of the long service put in by Sri Mahadevappa the Government may be pleased to treat the period of his absence from 25-8-45 to 18-12-46 as leave without pay so that the teacher may be confirmed as a Harijan Welfare School teacher.

26/12

b/19-12.

For DIRECTOR OF HARIJAN WELFARE.

20/12

R.W. IV 319

T.M. No. 19917-IV/50-5 dt. 30-12-50

From

A.J. R.W.D.

To

D.H.W.

Subt: H.W. Education - Mahadevappa Sri K - Teacher Kurugodu - Bellary Dt. - Temply breach in service - Condonation.

Ref: your Lr. No. 10333/el dt. 15.12.50.

Please state whether any of the Seniors of Sri K. Mahadevappa, teacher, Kurugodu will be adversely affected if the break in Service of the teacher is condoned.

dk 30/12/50.

Issued 30/12

Issued Copy 30/12/50

p. 25 Cf

E.R. 14/2/N.R. 4-3-51

15/2/51.

dkd

f-C. to go

E.R. 17.1

N.R. 9.2.51

17/2/51

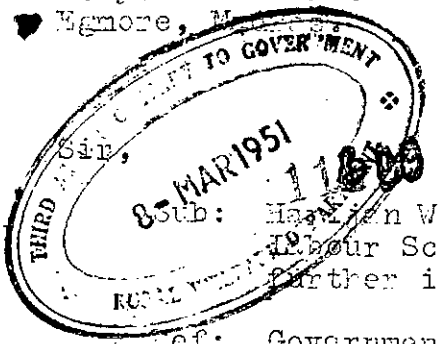
OR 28/2/50

28/2/50

From
Sri V. Shashyam Ayyangar, B.A., B.L.,
Hony. Director of Harijan Welfare,
Egmore, M...

To
The Secretary to Government,
Rural Welfare Department,
Madras.

21



No.E 10339/49 dated 28.2.51.

Sir,

Sub: Harijan Welfare--Education--Bellary District--Mahadevappa Labour School Teacher--Break in service--Condonation--Further information furnished

Ref: Government Post Copy of the Telephonic Message No.19917 R.M. IV-50-5 dated 30.10.50.

I furnish herewith a copy of letter No.14453-49 L.2 dated 11.2.51 of the Collector of Bellary, in the matter, I agree with the suggestion made by the Collector.

for DIRECTOR OF HARIJAN WELFARE.

SJ/3.3.51

Copy of letter No.1443/49 dated 11.2.51 from the Collector of Bellary to the Director of Harijan Welfare, Madras.

23

****

Sub: Harijan Welfare--Eduction--Bellary District--Mahadevappa-L.S.Teacher-- break in service--Condonation of--Further information--furnished.

Ref: Your No.10380/49 dated 3.1.51.

The confirmation of Sri P.Mahadevappa was at first kept in abeyance as he was on a long leave on loss of pay. But as he subsequently tendered his resignation, ~~xxxx~~ which was duly accepted, One Sri K.M.Kalivarayya who was the next seniormost temperory teacher awaiting confirmation, was confirmed in the vacancy with effect from 2.2.46. And now if the break in service of Sri Mahadevappa is condoned after setting aside the order of acceptance of his resignation and he is restored to his original place, the confirmation of Sri Kaliverayya will have to be cancelled and Sri Mahadevappa confirmed instead. But as this situation has been by the unwise action of

2/4

Sri [illegible] debarred himself by his tendering resignation, for which he was later reputed, I feel that it would be given him sufficient grace, if the break in his service is condoned and he is given a place for confirmation in the next vacancy.

Sd. G.[illegible],

Collector.

True Copy

for Director of Harijan Welfare

4/5/51

1991/50

R.W. IV

T.M

From

A.J. R.W.D.

To

The D.H.W.

Sub:- H.W. Education - Bellary Dt. - Sri. Mahadevappa - H.W. School teacher - Breaks in service - Condonation.

Ref:- your Lr. No. E.10339/ej dt. 28.2.57

Please send the Service Register of Sri. K. Mahadevappa, H.W. School teacher, Kumugodu, Bellary Dt. for ref. and return.

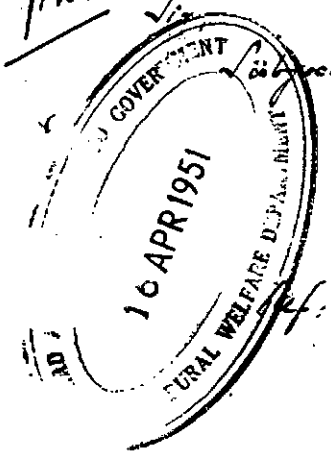
Note:- The S.R. is required to verify whether the teacher is governed by M.L. Rules or leave Rules under F.R.

From Sri. G. Rami Reddy. B.A.,
Collector. Bellary

To The Secretary to the Government
Rural Welfare Dept. Madras

By Regr Post

Rc.No 14453/49 La Dated 4.4.51



Subject:- Harijan Welfare Dept - Education - Mahadevappa (Sri. K). Harijan Welfare School Teacher - Kurnool - Unsatisfactory - Break in Service - Condonation - Service Register sent.

Ref:- Director of Harijan Welfare L 10399/51 Dated 24.3.51

I send herewith the Service Register of Sri. K. Mahadevappa as required by the Director of Harijan Welfare Madras in his reference cited. The receipt of the Service Register may be acknowledged at an early date.

(Sd) R. Annaiah Naidu
For Collector

/By order/

Encl Service Register.

Sd/ 11/4

K. Ananthesan 11/4
Dt. Welfare officer
Bellary

R.W.DIV. 29

Harijan Welfare - Education - Bellary Dt. - Sri K. Mahadevappa Harijan Welfare School teacher - Arrears of pay and condonation of break in service - Orders passed.

--

Read the following:

1. From the Collr. of Bellary, No.14453/49-L2 dated 26-4-50.

2. From the D.H.W., No.13314/50 dated 17-5-50, 8-7-50, 17-12-50 and 28-2-51.

--

G.O.Ms.No.627 R.W. dated 20/6/51

Under the rule published with Public (Ser) Deptt. Notification No.16, dated 26-1-1950 at page 272 of Part I of the Fort St.George Gazette, dated the 17th February 1950, H.E., the Governor of Madras hereby relaxes the provisions contained in Note I under F.R.26(a) in favour of Sri K.Mahadevappa, H.W.School teacher, Bellary Dt. in order to enable him to count the period of break in his service from 25-8-45 to 18-12-46 as extraordinary leave without pay subject to the condition that the condonation of break in service will not adversely affect the seniority of Sri K.M. Kalivarayya, his next junior, confirmed as teacher on 2-2-46.

2. Sanction is accorded to the investigation by the A.G. of the arrear claims of pay of Sri K.Mahadevappa for the period from 8-5-1947 to 31-12-47 and arrear claims of D.A. for the period from 1-1-48 to 31-10-1948 and to their payment in full if found admissible.

To

The D.H.W.,

The A.G., thro' Fin.(with Supplemental bill)

The Collr. Bellary (with Service Register)

S.C.3.

C.No.19917/50.

Harijan Welfare - Bellary Dt. - Sri K. Mahadevappa - H.W. School teacher - Arrears of pay and condonation of break in service.

p.1 cf — Ref: From the Collr. of Bellary, 14453/49 dated 26-4-50

p.3 cf — From the D.H.W., No.13314/50 dated 17-5-50.

p.13 cf — -Do- 10339/49 dated 8-7-50.

p.17 cf — -Do- " dated 17-12-50.

p.21 cf — -Do- " dated 28-2-51.

Sri K. Mahadevappa, a H.W.School teacher, Kurugodu, Bellary Dt., due to prolonged illness, tendered his resignation of the post, which he held from 8-7-1928, and absented from duty from 25-8-1945. His resignation was accepted by the Collr. However, repenting for his hasty action he prayed for re-entertainment in the Deptt. which the Collr. granted and took him back into the Deptt. on 18-12-46. As the teacher tendered his resignation, his next junior was confirmed in a vacancy with effect from 2-2-1946. His arrears of pay in the revised scale sanctioned in G.O.No.517, Fin. dated 9-7-1947 was not drawn. The mistake was detected on 24-10-1949 and the claim for the arrears of pay was preferred. The A.G. returned the bill asking for the orders of the Govt. in the matter with ref. to the last para of Article 54 of Madras Financial Code, Vol.I. The D.H.W. has sent the bill for sanction of payment of the arrear claim. He has also recommended that the period of absence from 25-8-45 to 18-12-46 may be treated as leave without pay. With ref. to the question whether by such condonation any of the seniors of the teacher will be adversely affected, the Collr. has stated that orders, confirming one Sri K.M. Kalivarayya, his next junior from 2-2-46 subsequent to the resignation of the teacher, should be cancelled and in view of the thoughtless action of the teacher, he may be confirmed in the next vacancy without disturbing the confirmation of Sri K.M. Kalivarayya. The service Regr. of the Office is given below.

In the circumstances set out in the note above, it is submitted:

(a). that the A.G. may be authorised to investigate the arrears claims of the teacher;

P.T.O.

2/-

-2-

19917/50

(b) that the period of break from 25-8-45 to 18-12-1946 i.e. from the date of resignation to the date of re-entertainment may be condoned and treated as leave on loss of pay as recommended by the Director; and

(c) that the teacher may be confirmed in a subsequent vacancy without disturbing the confirmation of Sri K.Kalivarayya, though his junior, in the special circumstances of the case.

After orders are passed the file may be sent to Public (Services) and Finance Departments for remarks.

B

A Pub(Ser) may advise whether this can be done

Sd/- 22/4/51

Sd/- 20/4/51

Sd/- 22.4.51

Pub(Ser)/Fin

R.W. No.19917-IV/50-5
dt. 24.4.51

Pub(Ser) Dept.

The note of R.W. on pp.1-2 ante above may be perused. There does not seem to be any objection to A above.

The case may be passed on to Fin.

M

Pub(Ser) No. 1734/51-1
dt. 7.5.51

LB 3.5.51 AVR 3/5/51

7.5.51 Fin(CR)

The proposal at "B" above may be accepted. As it involves relaxation of Note 1 under F R 26(a) circulation to C.S ~~H.M(R)~~ + H.C.M will be necessary.

A

Z.

8/5/51.

Sd/- 9/5/51 R.W.D R.W. IV

Notes of this Deptt. on pp.1-2 above explains the case. Pub.(Ser) have not objection to the confirmation of the teacher, Sri A. Mahadevappa in a subsequent vacancy without disturbing Sri K.Kalivarayya, though his junior, in the special circumstances of the case. As condonation of

of the break in service of the teacher from 25-8-45 to 18-12-46 and treating it as leave on less of pay involves the relaxation of Note I under F.R.26(a), Finance ask that the case should be circulated to C.S., H.M.,(Fin.) and H.C.M.,

The case may now be circulated for orders on the following:

(a) that the A.G. may be authorised to investigate the arrear claims of the teacher;

(b) that the period of break from 25-8-45 to 18-12-46 i.e., from the date of resignation to the date of re-entertainment, may be condoned and treated as leave on loss of pay as recommended by the Director;

and

(c) that the teacher may be confirmed in a subsequent vacancy without disturbing the confirmation of Sri K.Kalivarayya, though his junior, in the special circumstances of the case.

Let C.S. see.

THIRD ASST. SECRETARY TO GOVERNMENT
6-JUN1951

Rw Sepn

CNo. 199.17/50 Routine

336

Hm (RD) Shd not have been the case after the Chief Secy. has seen it. It has not been seen by the Hm. The case may be circulated to Hm (RD) now.

Ff 6/6/51

Gb 7/6/51

Secy. / Hm (RD)

Hm (RD) 12/6

13 JUN 1951

SECRETARY TO GOVERNMENT

R.W. IV

Notes and orders in circulation at ff. 2-4 above may be perused.

A draft order is put up below for approval.

DR 15/6/51

Ff 15/6/51

Gb 15/6/51.

Pl issue Gr

Ff 15/6